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DISTRICT COURT OF GUAM

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OCT 19 2005 9P

MARY L.M. MORAN
CLERK OF COURT

10 *Attorneys for Plaintiffs*

11 **IN THE UNITED STATES DISTRICT COURT OF GUAM**
12 **FOR THE TERRITORY OF GUAM**

13 **CESS NAVARRO OLMO, RONNIE**
14 **PASCUAL FERRERAS,**

CIVIL CASE NO. 05-00025

15 Plaintiffs,

STATUS REPORT

16 -vs-

17 **A.P. GREEN INDUSTRIES, INC., et al.,**

18 Defendants.

19 Plaintiffs respectfully submits this status report to advise the Court that it is most
20 impractical at this time to file a Scheduling Order as is required by the Court to be filed on this
21 date. The situation in this case is as follows:

22 Plaintiffs sued twenty-seven (27) Defendants. Plaintiffs has discovered that a number of
23 these Defendants are in various stages of bankruptcy proceedings and Plaintiffs have had to make
24 appropriate pleadings (such as motions for dismissal) as directed by the Bankruptcy Court's
25 orders. Plaintiffs have also received requests to stipulate to extend the time for some Defendants
26 to file a responsive pleading/answer. In fairness to off-island counsel and local counsel recently
27 retained by some Defendants, Plaintiffs have entered into said Stipulations.

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And, the Court has signed and entered orders granting some Defendants extensions of time in which to file a responsive pleading.

The latest extension of time thus far granted by the Court appears to be until November 14, 2005 to Kaiser Gypsum Company. Accordingly, Plaintiffs respectfully request that they be allowed until November 4, 2005 or to such time as the Court may order to file a Scheduling Order. In addition, Plaintiffs request that in view of the foregoing, the Scheduling Conference now scheduled for November 3, 2005 be rescheduled to a later date as the Court may order.

RESPECTFULLY SUBMITTED this 19th day of October, 2005.

LUJAN, UNPINGCO, AGUIGUI & PEREZ LLP

By: JOHN S. UNPINGCO, ESQ.
Attorneys for Plaintiffs